UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK
--X
TRACEY GIARDINI, CRAIG GIARDINI,
and CRAIGS CAR CARE CENTER,

Plaintiffs.

Adv. Proc. No. 15-08013-ast

v.

THE BANKRUPTCY ESTATE OF
CENTEREACH DEV. CORP.,
GULF OIL LIMITED PARTNERSHIP,
and CUMBERLAND FARMS, INC.,

Defendants.
--X

AMENDED NOTICE OF MOTION

PLEASE TAKE NOTICE, that upon the application (the "Application") of the Defendant, Robert L. Pryor, as the Chapter 7 Trustee (the "Trustee") of THE BANKRUPTCY ESTATE OF CENTEREACH DEV. CORP. , by and through his attorneys, Pryor & Mandelup, LLP by his attorneys, Pryor & Mandelup, L.L.P., a hearing will be held on August 2, 2016 at 2:00 P.M. (the "Hearing Date"), or as soon thereafter as counsel can be heard, before the Honorable Alan S. Trust, United States Bankruptcy Judge, at the United States Bankruptcy Court, Alfonse M. D'Amato Federal Courthouse, 290 Federal Plaza, Room 960, Central Islip, New York 11722 for the entry of an Order: (1) holding the Plaintiffs, TRACEY GIARDINI, CRAIG GIARDINI, and CRAIGS CAR CARE CENTER, in contempt of court for failing to comply with an Order of the Bankruptcy Court entered on February 18, 2015 pursuant to Bankruptcy Rule 9020; (2) requesting sanctions against the Plaintiffs, TRACEY GIARDINI, CRAIG GIARDINI, and CRAIGS CAR CARE CENTER, in light of their contempt of court, in the amount of two hundred fifty dollars ($250.00) per day for each day that they refuse to comply with the terms of the February 18 Order; (3) awarding to Pryor & Mandelup, LLP, as attorneys for the Defendant, legal fees in the sum of $2,500.00 for the drafting of the within Motion for Contempt and (4) granting such other and further relief as to this Court is just and proper.

PLEASE TAKE FURTHER NOTICE, that pursuant to E.D.N.Y. LBR 9006-1(a), any objection or response (the “Objections”) to the Application must be made in writing, must state the standing of the objectant, state with particularity the grounds for the objection, shall conform to the Federal Rules of Bankruptcy Procedure and Local Rules of the Bankruptcy Court, and shall be filed with the Bankruptcy Court electronically in accordance with General Order 559. (General Order 559 and the User’s Manual for the Electronic Case Filing System can be found at www.nyeb.uscourts.gov, the official Web-site of the Bankruptcy Court), by registered users of the Bankruptcy Court’s case filing system and, by all other parties in interest, on a 3.5 inch diskette, CD or DVD preferably in Portable Document Format (PDF), Microsoft Word or any other Windows-based word-processing format (with a hard-copy delivered directly to the Chambers of Hon. Alan S. Trust, at the above address), and must be served in accordance with General Order 559 upon: (I) Pryor & Mandelup, L.L.P., Counsel to the Trustee, 675 Old Country Road, Westbury, NY 11590, Attn: Michael Farina, Esq., and (ii) the Office of the United States Trustee, 560 Federal Plaza, Central Islip, NY 11722, so as to be filed and actually received no later than July 26, 2016 at 5:00 p.m. on that day (the "Objection Date").

PLEASE TAKE FURTHER NOTICE, that if no objections are received by the Objection Date, the relief requested in the Application may be granted without a hearing.

Dated: Westbury, New York
July 8, 2016

PRYOR & MANDELUP, L.L.P.
Attorneys for Defendant, Robert L. Pryor, as the Chapter 7 Trustee

By: ***s/ Michael Farina***
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